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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
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13 MARIAN KAY JONES,)	CIVIL NO. 2:22-cv-02291-WBS-DB
Plaintiff,)	
14 v.)	STIPULATION TO VOLUNTARY
15 KILOLO KIJAKAZI,)	REMAND PURSUANT TO SENTENCE
Acting Commissioner of Social Security,)	FOUR OF 42 U.S.C. § 405(g) AND TO
16 Defendant.)	ENTRY OF JUDGMENT; ORDER
)	
)	

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19 IT IS STIPULATED by and between Plaintiff ("Plaintiff") and Defendant
20 Commissioner of Social Security ("Defendant"), through their undersigned counsel of record,
21 with approval of the Court, that the above-entitled action be remanded to the Commissioner of
22 Social Security for further administrative proceedings.

23 Upon remand, the Appeals Council will instruct the Administrative Law Judge to offer
24 the claimant the opportunity of a hearing where she may testify and submit additional evidence;
25 re-evaluate the medical evidence and opinions of record; re-evaluate the Plaintiff's subjective
26 allegations; re-evaluate the mental residual functional capacity assessment, consistent with 20
27 CFR 404.1545 and SSR 96-8p; proceed with the sequential evaluation, as warranted; and issue
28 a new decision.

STIPULATION TO REMAND

1 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
2 Social Security Act, 42 U.S.C. 405(g). The parties further request that the Clerk of the Court be
3 directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final
4 decision of the Commissioner.

5 Respectfully submitted this 1st day of September, 2023.

6
7 /s/ Barbara Rizzo*
8 BARBARA RIZZO
9 Attorney for Plaintiff
10 *Authorized by email on August 16, 2023


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17 By: /s/ Ellinor R. Coder
18 ELLINOR R. CODER
19 Special Assistant U.S. Attorney
20 Attorneys for Defendant

21 **ORDER**

22 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42
23 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, **IT**
24 **IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social
25 Security for further proceedings consistent with the terms of the Stipulation to Remand.

26 Dated: September 1, 2023

27 
28 WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE